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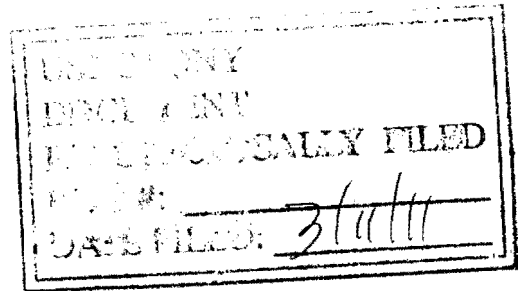
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**MEMO ENDORSED**

March 10, 2011



*Via Facsimile – 212.805.7935*

The Honorable Jed S. Rakoff  
United States Courthouse  
500 Pearl Street  
New York, NY 10007

Re: Gaetano Development Corporation v. Goodman Manufacturing, et al  
U.S.D.C., Southern District of New York, No. 09-CV-10090

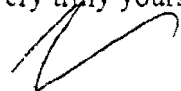
Dear Judge Rakoff:

This office represents the interest of the Second Third Party Defendant, Prime Technology, in the above matter.

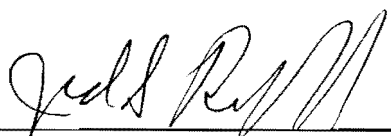
On February 14, 2011 Prime e-filed a motion for summary judgment with supporting declaration which inadvertently contained and referenced two (2) documents marked as “confidential” pursuant to this Court’s Protective Order entered on March 16, 2010. The e-filed document number for the inadvertently filed paper is Document Number 127.

We hereby respectfully request on consent of counsel for the remaining parties to this action, the Court’s permission to remove Document Number 127 filed on February 14<sup>th</sup> from the electronic docket and then re-file that document under seal in accordance with the Court’s Protective Order.

Very truly yours,

  
Michael J. Dougherty

SO ORDERED:

  
The Honorable Jed S. Rakoff

3-10-11